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HONOURABLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO:13948 of 2000

DATED: 26-11-2007

Between:

APSRTC, rep.by its Managing Director, Musheerabad, Hyderabad

..... PETITIONER

AND

1. The State Transport Appellate Tribunal, AP., Hyderabad, and 2 others

.....RESPONDENTS

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ORDER:

This is a writ petition filed by APSRTC praying to hold that the orders passed by respondents 1 and 2 are arbitrary, illegal and are liable to be quashed.

The second respondent granted stage carriage permit on the town service route from Madapuram to Dharmavaram RTC Bus Stand (via) Namalagolla, Vandlapalli, Madapuram Cross Chennakesavapuram and C.K.Palli. The petitioner contends that the

granting of town service permit on the above route is contrary to the conditions of the approved scheme, therefore, it is liable to be set aside. The length of the route is 9.4 Kms., out of which 3.8 Kms., lies within the municipal limits and the remaining 5.6 Kms., lies outside the municipal limits. The proposed route overlaps the notified route in G.O.Ms.No.259 dated 28-06-1990 for a distance of 2.9 Kms, therefore, the order is liable to be quashed. As per condition No.2 of the scheme, the stage carriage permits for a distance not exceeding 5 Kms., on the notified route are permissible and the scheme shall not affect such permits. The RTA as well as the appellate Tribunal held that there is no illegality in granting route permit to the petitioner by the second respondent.

After going through the entire material, I do not find any ground to quash the proceedings of the RTA or the appellate Tribunal.

The Writ Petition is accordingly dismissed. No order as to costs.

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26th November, 2007

SKM